

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	CRIMINAL ACTION NO.
VS.)	
)	3:03-CR-159(02)-G
DAVID HILL,)	
)	
Defendant.)	

**ORDER ACCEPTING FINDINGS, CONCLUSIONS, AND
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

The United States Magistrate Judge made findings, conclusions, and a recommendation in this case. No objections were filed. The district court reviewed the proposed findings, conclusions, and recommendation for plain error. Finding none, the court **ACCEPTS** the findings, conclusions, and recommendation of the United States Magistrate Judge.

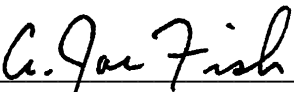
To the extent that defendant David Hill's *pro se* motion for 2 level reduction (Amendment 782) (docket entry 148) (the "motion") requests reconsideration of the court's denial of his motion for sentence reduction under 18 U.S.C. § 3582(c)(2), reconsideration is **DENIED**. And, to the extent that Hill raises a post-conviction challenge to the initial calculation of his guideline sentence, that challenge is made through an unauthorized successive motion under 28 U.S.C. § 2255. Construing the motion as such, it is **TRANSFERRED** to the United States Court of Appeals for the

Fifth Circuit for appropriate action.

The court further **DIRECTS** the clerk of the court to open for statistical purposes a new Section 2255 case (nature of suit 510 directly assigned, per Special Order 3-250, to Senior United States District Judge A. Joe Fish and United States Magistrate Judge David L. Horan) and close the same on the basis of this order.

SO ORDERED.

May 21, 2019.



A. JOE FISH
Senior United States District Judge